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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Margetts *et al.*

Confirmation No.: 1893

Application No.: 10/553,111
(U.S. National Stage of PCT/GB04/01663,
filed April 16, 2004)

Group Art Unit: To be assigned

Filed: October 12, 2005

Examiner: To be assigned

For: USE OF STEROID DERIVATIVES
FOR THE TREATMENT OF
ANGIOTENSIN II RELATED
DISEASE E.G. CARDIOVASCULAR
AND PROLIFERATIVE
DISORDERS

Attorney Docket No.: 10103-030-999
CAM: 052922-999030

**RESPONSE TO DECISION ON THE RESPONSE TO
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371**

Mail Stop PCT (Office of PCT Legal Administration)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

In response to the Decision on the Response to Notification of Missing Requirements Under 35 U.S.C. 371 ("Decision") mailed by the United States Patent and Trademark Office on February 23, 2007 in connection with the above-identified application, Applicants submit herewith: (i) a Declaration and Power of Attorney executed by John Wilbraham Lester (legal representative of deceased inventor George Margetts); (ii) a Declaration and Power of Attorney executed by Gavin Paul Vinson; and (iii) a copy of the Decision.

Applicants respectfully submit that the enclosed two counterparts of the Declaration and Power of Attorney comply with the requirements of 37 C.F.R. § 1.497(b)(2) because the citizenship, residence and mailing address of deceased inventor George Margetts is provided.

No fee is believed to be due in connection with this response other than that due in connection with the Petition for Extension of Time. However, in the event that any

additional fee is required, please charge the required fee to Jones Day Deposit Account No. 50-3013.

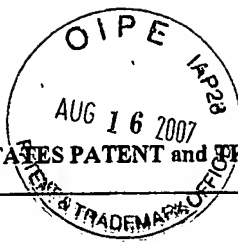
Respectfully submitted,

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By: Michael J. Bruner, Reg. No. 47,458

Date August 16, 2007

By: Michael J. Bruner (Reg. No. 47,458)
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UNITED STATES PATENT and TRADEMARK OFFICE

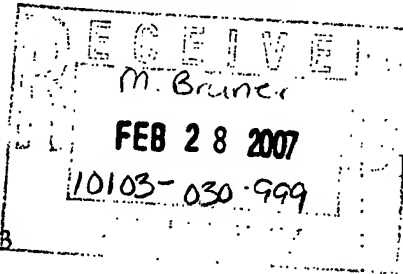
Request for Reconsideration
Due 4/23/07 (yet avail).

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
P.O. Box 1450
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23 FEB 2007

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In re Application of
George Margetts et al
PCT No.: PCT/GB2004/001663
Application No.: 10/553,111
Int. Filing Date: 16 April 2004
Priority Date: 16 April 2003
Attorney's Docket No.: 10103-030-999
For: USE OF STERIOD DERIVATIVES...
PROLIFERATIVE DISORDERS



DECISION ON

PAPERS FILED

UNDER 37 CFR 1.42

This is a decision on the "RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 USC §371" filed 06 November 2006, which has been treated as a request for status under 37 CFR 1.42.

BACKGROUND

In a decision from this Office on 02 October 2006, the request filed on 13 June 2006 was dismissed. The decision indicated that the residence and mailing address of the legal representative and the deceased inventor had not been provided as required under 37 CFR-1.63.

On 02 October 2005, applicants filed the current response, stating that the enclosed Declaration complies with the requirements of 37 CFR 1.497(b)(2) that John Lester is the legal representative of the deceased inventor George Margetts.

DISCUSSION

A review of the application file still reveals that the declaration does not comply with 37 C.F.R. §1.497(b)(2).

Because the co-joint inventor George Margetts is deceased John Wilbraham Lester and has been appointed as the legal representatives for the deceased inventor, 37 C.F.R. §1.497(b)(2) indicates that "[i]f the person making the oath or the declaration or any supplemental or oath or declaration is not the inventor (§§1.42, 1.43, or 1.47), the oath or declaration shall state the relationship of the person to the inventor, and, upon information and belief, the facts which the inventor would have been required to state (the inventor's citizenship and so on). If the person signing the oath or declaration is the legal representative of a deceased inventor, the oath or declaration shall also state that the person is a legal representative and the citizenship, residence and mailing address of the legal representative." (see MPEP § 409.01)

In this instance if the information provided as stated by Mr. Bruner is of the legal representative, then the declaration does not provide the necessary information for the deceased inventor, George Margetts. Thus, the citizenship, residence and mailing address of the deceased inventor and the citizenship(must), residence and mailing address(should) of the legal representative be provided in the declaration as required under 37 C.F.R. §1.497(b)(2).

Consequently, applicants have not satisfied the requirements under 37 CFR 1.42.

CONCLUSION

For the above reasons, the request for status under 37 CFR 1.42 is **not accepted**.

Applicant is required to provide an oath or declaration in compliance with 37 CFR 1.497(a)-(b) within TWO (2) MONTHS from the mail date of this Decision. Any reconsideration request should include a cover letter entitled "Second Renewed Submission Under 37 CFR 1.42." Extensions of time are available under 37 CFR 1.136(a).

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.

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